**IN THE HIGH COURT OF JUDICATURE AT BILASPUR**

**CHHATTISGARH**

**WRIT PETITION NO.2230 OF 2004**

PETITIONERS :

1. Sanjay Sharma, S/O Ram Babu Sharma, Aged about 30 years, Constable No.782, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

2. Sunil Sharma, S/O Sudhama Prasad Sharma, Aged about 27 years, Constable No.797, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

3. Jitendra Sharma, S/O Ram Kumar Sharma, Aged about 25 years, Constable No.783, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

4. Anil Sharma, S/O Dharsanlal Sharma, Aged about 24 years, Constable No.786, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

5. Ram Babu, S/O Roshanlal, Aged about 30 years, Constable No.810, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

6. Bhan Singh Narbaria, S/O Kripal Singh, Aged about 27 years, Constable No.795, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

7. Pradeep Kushwah, Aged about 30 years, Constable No.792, Police Line Rajnandgaon, District Rajnandgaon (Chhattisgarh).

P. R. No. 9828/04 Presented by shri Sameer Sharma dated 26-7-04

RECEIVED COPY 26.7.04 Clerk to A. G. Bilaspur

Received Rajkumar 26.07.04 Clerk to Shri VINAY HARIT Senior Central Government Standing Counsel CHHATTISGARH HIGH COURT

8. Ram Dularey Sharma, S/O Yashwant Dayal Sharma, Aged about 30 years, Constable No.688, Police Station Ghumka, District Rajnandgaon (Chhattisgarh).

9. Shashi Kumar Dixit, S/O S.P. Dixit, Aged about 35 years, Constable No.568, Police Station City Kotwali, District Rajnandgaon (Chhattisgarh).

10. Pramod Singh Gurjar, S/O Umed Singh, Aged about 28 years, Constable No.684, Police Station City Kotwali, District Rajnandgaon (Chhattisgarh).

Versus

RESPONDENTS :

1. Union of India
Through the Secretary, Department of Personnel, Public Grievance and Pension, Third Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

2. State of Madhya Pradesh
Through the Secretary, Department of Home Affairs, Vallabh Bhawan, Bhopal (M.P.).

3. State of Chhattisgarh
Through the Secretary, Department of Home Affairs, D.K.S. Building, Mantralaya, Raipur, Chhattisgarh.

4. Director General of Police,
State of Chhattisgarh,
Raipur (C.G.).

5. Inspector General of Police (Personnel), Police Head Quarters, Raipur, District Raipur (C.G.).

(7)

6. Superintendent of Police,
District Rajnandgaon (C.G.).

**WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA**

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(84)

# आदेश पत्रक

मामला क्रमांक WP No. 2230/04 सन् 200

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

17/8/2004

Shri H.S. Patel for the petitioners.

Shri S.K. Deriwal, Sr. Panel Lawyer, for Union of India.

Shri Akhil Agrawal, Panel Lawyer, for State of Chhattisgarh.

Application for urgent hearing is allowed.

Heard.

Counsel for the petitioners submitted that in similar matter bearing W.P. No.1797/04, orders have been passed. He prays that similar order may be passed in this case also.

Prayer is not opposed by the other side.

Having considered the facts and circumstances of the case, material on record and in view of the judgment cited above and further the legal position, the action of the State authorities in not relieving the petitioners cannot be sustained and the petitioners are entitled for relieving.

Accordingly, the petition is allowed. The respondents are directed to relieve the petitioners within 15 days from the date of production of copy of this order.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.W.P. No.1991/04 also stands disposed of.

Certified copy as pe

Sd/-
Fakhruddin
Judge

[पीछे देखिये